

FREDERICK COUNTY BOARD OF APPEALS MEETING MINUTES FOR Thursday, November 18, 2010.

Lara Roholt Westdorp, Chair, called to order the regular meeting of the Frederick County Board of Appeals ("Board") for Thursday, November 18, 2010 at 7:00 p.m. in the 1st Floor Hearing Room in Winchester Hall. Present were Lara Roholt Westdorp, John Clapp, Sean Michalski, and Carole Jaar Sepe. Also present were Michael Chomel, Senior Assistant County Attorney, and Planning Division staff Larry Smith, Zoning Administrator, and Rick Brace, Principal Planner II and Board Secretary.

Official Minutes of the Board of Appeals' meetings are kept on file in the Planning Division.

Ms. Westdorp stated the rules and procedures for the hearing and swore in all persons who expected to testify at the meeting. The Chair clarified that with four (4) members present, she would be abstaining on cases B-10-12 and B-10-13 before the Board and that she, Mr. Clapp and Ms. Sepe would be voting on case B-10-08.

Approval of Minutes

On a motion from Mr. Clapp, seconded by Ms. Sepe, the Board approved the minutes of November 13, 2010.

Approval of 2011 Filing Deadline/Site Visit/Meeting

On a motion from Mr. Clapp, seconded by Ms. Sepe, the Board adopted the dates of filing/site visit and meetings for 2011.

Cases

B-10-08 Kemptown Substation c/o James Haney, PATH Alleghany Transmission Company, LLC

An application was filed requesting a special exception to establish a Non-Governmental Utility (Substation) per Sections 1-19-3.210, 5.310 and 8.339 of the Frederick County Zoning Ordinance, located on the west side of Bartholows Road at its intersections with Cowman's Manor Drive and West Oak Dr. (Tax Map 89, Parcel 166, Parcel 21 and Block 150), zoned Agricultural.

The hearing resumed from the November 13 meeting at the part in the proceedings where the Board discusses the case and renders a decision. Following a discussion, the Board denied the request on a motion by Mr. Clapp, seconded by Ms. Sepe (yeas 2; nays 1 (Westdorp)).

The Chair called for a break at 8:20 p.m. Mr. Michalski joined the Board when it returned at 8:40 p.m.

B-10-12 Maryland State Sportsman Association c/o John S. Williams, Architect

An application was filed requesting a special exception to expand existing facility by adding bathrooms and storage shed located on the southwest intersection of Lucy and Hunt Club Roads (Tax Map 33, Parcels 26, 133,176), Zoned Agricultural and Resource Conservation.

The Board granted this request on a motion by Mr. Michalski, seconded by Ms. Sepe (3-0-1 (Westdorp)).

B-10-13 Nancy Little, t/a Dewlittle Animal Health c/o David Severn, Esq.

Requesting a special exception to establish a veterinary clinic, located on Worthington Blvd., on the south side of MD Route 80 and the north side of MD Route 355, (Tax Map 85, Parcel 157), Zoned General Commercial

The Board granted this request on a motion by Mr. Clapp, seconded by Mr. Michalski (3-0-1 (Westdorp)).

The meeting adjourned at 10:35 p.m.

Respectfully submitted,

Richard L. Brace
Secretary

Lara Roholt Westdorp, Chair